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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: T. W. BARRETT

SERIAL NO.: 10/765,990

FILED: January 29, 2004

FOR: METHOD AND SYSTEM OF ORTHOGONAL SIGNAL SPECTRUM OVERLAY (OSO) FOR COMMUNICATIONS

GROUP ART UNIT: 2616

EXAMINER: D. Samuel

ATTY. REFERENCE: BARR3004/BEU



COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a communication/amendment in the above-identified application.

Small entity status under 37 CFR 1.9 and 1.27 is claimed.
 No additional fee is required.

The fee, if any, has been calculated as shown below:

Fee Basis	Number of Claims After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity	Full Fee
Total Claims	-	¹	³	$\times \$ 26 =$	$\times \$ 52 =$
Independent Claims	-	²	³	$\times \$ 110 =$	$\times \$ 220 =$
<input type="checkbox"/> First Presentation of Proper Multiple Dependent Claim			+ \$195 =		+ \$390 =
			TOTAL		

¹ If less than 20 enter 20.

² If less than 3 enter 3.

³ If less than 0 enter 0.

Please charge my Deposit Account Number 02-0200 in the amount of \$_____ A duplicate copy of this sheet is attached.
 A check in the amount of \$_____ is attached.
 The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to Deposit Account Number 02-0200. A duplicate copy of this sheet is attached.
 Also enclosed is/are: REQUEST FOR CONTINUED EXAMINATION (RCE)
CHECK - \$405

23364
Customer Number
Phone: (703) 683-0500

DATE: December 4, 2008

Respectfully submitted,

Benjamin E. Urcia
Attorney for Applicant
Registration Number: 33,805



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/765,990
Filing Date*	January 29, 2004
First Named Inventor	T. W. BARRETT
Group Art Unit	2616
Examiner Name	D. Samuel
Attorney Docket No.	BARR3004/BEU

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: * Filing date must be on or after June 8, 1995; but if before May 29, 2000, then consider a CPA.

1. Please consider the following as the required submission under 37 C.F.R. §1.114:
 - a. The Amendment/Reply filed on (date): **CONCURRENTLY HEREWITH**
 - b. The Information Disclosure Statement (IDS) filed on (date):
 - c. The arguments in the Brief/Reply Brief filed on (date):
 - d. The ___ page(s) of Form PTO-1449 and copy of each listed document filed (date):
 - e. Other:
2. A _____ month Petition for Extension of Time is filed herewith.
3. The Commissioner is authorized to credit any overpayment and charge any deficiency in any fees required under 37 CFR 1.16 and/or 1.17 to Deposit Account No. 02-0200.
4. **A check in the amount of \$405 is submitted herewith.**
5. This Request is transmitted by facsimile to number (703) _____.
6. Other:

THE RCE FEE IS CALCULATED AS FOLLOWS:					Basic Fee:	\$810.00	
Total Claims:		-		(highest number previously paid for) =	X \$50 =		
Independent Claims:		-		(highest number previously paid for) =	X \$200 =		
Correspondence Address: 23364 Customer Number					Multiple Dependent Claim (add \$360.00):		
					Subtotal:		\$810.00
					50% Reduction if Small Entity Status:		\$405.00
Phone: 703-683-0500 Fax: 703-683-1080					Total:	\$405.00	
Date:	Name:			Signature:	Reg. No.		
December 4, 2008	Benjamin E. Urcia				33,805 (09Dec04)		

RCE -12-9-04.wpd

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